



12-27-04

RCE  
IENW

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Application Number 09/420,965  
Filing Date October 20, 1999  
First Named Inventor Ellen M. Heath  
Group Art Unit 1743  
Examiner Name Brian R. Gordon  
Attorney Docket 101.010US01

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. §1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
  - a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
    - ii.  Other: Response to Final Office Action filed 10/29/04 12/28/2004 HDEMESS1 00000083 501373 09420965
  - b.  Enclosed 01 FC:2801 10.00 DA 385.00 OP
    - i.  Amendment/Reply
    - ii.  Affidavit(s)/Declaration(s)
    - iii.  Information Disclosure Statement (IDS) (0 pgs.); PTO Form 1449 (0 pgs.); 0 Cited References
    - iv.  Other:
2. **Miscellaneous**
  - a.  Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of 0 months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
  - b.  Other: a return postcard
3. **Fees** The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.
  - a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 501373 for any additional fees not covered by the check(s) enclosed herewith
  - b.  A check in the amount of \$395.00 is enclosed for RCE fee
  - c.  Payment by credit card (Form PTO-2038 enclosed)

**Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME: Daniel J. Polglaze REGISTRATION NO. 39,801

SIGNATURE Daniel J. Polglaze DATE 23 Dec 2004

THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE United States Postal Service with sufficient postage as Express Mail EV579604485US addressed to: Mail Stop: RCE, Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on: December 23, 2004.

The PTO did not receive the following  
listed item(s) check for \$385.00  
but did receive for \$385.00